

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF HAWAII**

| | | |
|------------------------------------|---|---------------------------------------|
| TARYN CHRISTIAN, |) | |
| |) | |
| Petitioner, |) | Case No.: CIV-04-00743 DAE-LEK |
| |) | |
| vs. |) | |
| CLAYTON FRANK, Director, |) | |
| State of Hawai'i Department |) | |
| of Public Safety, |) | |
| |) | |
| Respondent. |) | |

DECLARATION OF COUNSEL

I, Mark Barrett, do solemnly declare:

1. The statements made in the motion accompanying this declaration are true and correct to the best of my knowledge and belief.
2. I have relied on conversations with investigator Darryl Carlson, documents in the file in this case, and representations made in Exhibits A-H to the motion in making the factual assertions contained in the motion.

I DECLARE UNDER PENALTY OF LAW THAT THE FOREGOING IS TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE AND BELIEF.

Dated: August 6, 2008.

/s/ Mark Barrett
MARK BARRETT

